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**TO:** Examiner Robert E. Rhode, Jr.  
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GAU 3625  
Fax: 571-273-8300 (Central Fax Server)**FROM:** Robert H. Frantz  
Franklin Gray Patents, LLC  
Tel: 405-812-5613  
Fax: 405-440-2465**DATE:** Mar. 10, 2006**PAGES:** 2 (inclusive)

In re the Application of:

Carl Phillip Gusler )

Serial Number: 09/864,113 )

Group: 3625

Docket Number: AUS920010251US1 )

Examiner: Robert E. Rhode, Jr.

Filed on: 5/24/2001 )

For: "Online Shopping Mall Virtual )

Association" )

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Robert H. Frantz, Reg. No. 42,553

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PTO/SB/31 (09-04)

Approved for use through 07/31/2006. OMB 0851-0031

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<b>NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES</b>		Docket Number (Optional) <b>AUS20010251US1</b>	
Certificate of Transmission under 37 CFR §1.8 I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office on: DATE: <u>Mar. 10, 2006</u> SIGNED: <u>/Robert Frantz/</u> <div style="text-align: right;">Robert H. Frantz, Reg. No. 42,553</div>		In re Application of <b>Carl Phillip Gusler</b> <hr/> Application Number <b>09/864,113</b> Filed <b>05/24/2001</b> <hr/> For <b>Online Shopping Mall Virtual Association</b> <hr/> Art Unit <b>3625</b> Examiner <b>Robert E. Rhode, Jr.</b>	

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)) \$ 500.00

☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ \_\_\_\_\_

☐ A check in the amount of the fee is enclosed. 03/13/2006 HTECKLU1 00000070 090447 09864113

☐ Payment by credit card. Form PTO-2038 is attached. 01 FC:1401 500.00 DA

☐ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 09-0447. I have enclosed a duplicate copy of this sheet.

☐ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

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I am the

☐ applicant/inventor.

☐ assignee of record of the entire interest.  
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.  
(Form PTO/SB/96)

☒ attorney or agent of record.  
Registration number 42,553

☐ attorney or agent acting under 37 CFR 1.34.  
Registration number if acting under 37 CFR 1.34. \_\_\_\_\_

/Robert Frantz/  
Signature  
Robert H. Frantz, Reg. No. 42,553  
Typed or printed name

405-812-5613  
Telephone number

March 10, 2006  
Date

**NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.**

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This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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